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PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/010,826

Filed: November 13, 2001

Inventor(s):

Geoffrey Schmit, Jonathan
Brumley, Brent Schwan and
Jack LevyTitle: A SYSTEM OF
MEASUREMENTS
EXPERTS AND METHOD
FOR GENERATING
HIGH-PERFORMANCE
MEASUREMENTS
SOFTWARE DRIVERS§ Examiner: Unknown
§ Group/Art Unit: 2185
§ Atty. Dkt. No: 5150-57900
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center, Washington, DC 20231, on the date indicated below.

Jeffrey C. Hood

Name of Registered Representative

Signature

11/27/2002

Date

INFORMATION DISCLOSURE STATEMENTCommissioner for Patents
Washington, D.C. 20231

Sir:

Applicant requests consideration of ☒ the references listed on the attached Form PTO-1449 and/or ☐ the additional information identified below in paragraph 3. A copy of each reference listed on the Form PTO-1449 is enclosed.

1. This Information Disclosure Statement is submitted:

- a. ☐ within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d);
☐ within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application;
☒ before the mailing date of a first Office Action on the merits; or
☐ before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- b. ☐ after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus: ☐ the certification of paragraph 2 below is provided, or ☐ a fee of \$180.00 is enclosed.

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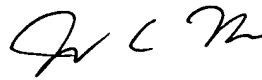
Technology Center 2100

- c. ☐ after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.
2. It is hereby certified:
- ☐ that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or
- ☐ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three months prior to the filing of the Statement.
3. ☐ Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:
4. For each non-English language reference listed on the attached Form PTO-1449:
- ☐ reference is made to an English language translation submitted herewith, and/or
- ☐ reference is made to a foreign patent office search report (in the English language) submitted herewith, and/or
- ☐ reference is made to an English language translation of a foreign patent office search report submitted herewith, and/or
- ☐ reference is made to the concise explanation contained in the specification of the present application at page(s) _____, and/or
- ☐ reference is made to the concise explanation set forth below:
5. ☐ Applicant also offers the following comments for the Examiner's consideration:
6. ☐ Also enclosed is a copy of a foreign search report citing these references.
7. ☐ The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.

8. ☐ Applicant(s) requests that the Information Disclosure Statement and attached Form PTO-1449 and references, which are being filed before the grant of the patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captioned application.

If any required fees are missing, the Commissioner is authorized to charge said fees to Conley, Rose & Tayon, P.C. Deposit Account No. 50-1505/5150-57900.

Respectfully submitted,



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Date: 11/27/2002

Form PTO-1449 (modified)
List of Patents and Publications
For Applicant's Information
Disclosure Statement

Use several sheets if necessary)

ATTY. DOCKET NO: 5150-57900

SERIAL NO: 10/010,826

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APPLICANT: Schmit et al.

FILING DATE: November 13, 2001

GROUP: 2185

U.S. PATENT DOCUMENTS

EXAM. INITIALS	REF. DES	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A1	5,133,045	07/21/1992	Gaither et al.			
	A2	6,067,584	05/23/2000	Hayles et al.			
	A3	6,096,094	08/01/2000	Kay et al.			
	A4	5,926,775	07/20/1999	Brumley et al.			
	A5	4,812,996	03/14/1989	Stubbs			
	A6	4,868,785	09/19/1989	Jordan et al.			
	A7	4,884,228	11/28/1989	Stanley et al.			
	A8	5,136,705	08/04/1992	Stubbs et al.			
	A9	5,155,836	10/13/1992	Jordan et al.			
	A10	5,481,741	01/02/1996	McKaskle et al.			
	A11	5,630,164	05/13/1997	Williams et al.			
	A12	5,812,394	09/22/1998	Lewis et al.			
	A13	5,991,537	11/23/1999	McKeon et al.			
	A14	6,098,028	08/01/2000	Zwan et al.			

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	A15	National Instruments "The Measurement and Automation Catalog 2001", Copyright 2000, pgs. 252-255.

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.

Information Disclosure Statement--PTO 1449 (modified)

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